



U.S. DEPARTMENT OF JUSTICE
Federal Bureau of Prisons
Metropolitan Correctional Center
150 Park Row
New York, New York 10007

MEMO ENDORSED

Per the parties' Stipulation of Voluntary Dismissal (Doc. 141), the Court respectfully directs the Clerk of Court to close this case. It is SO ORDERED.

A handwritten signature in blue ink, appearing to read "Edgardo Ramos".

Edgardo Ramos, U.S.D.J.

Dated: 10/24/2021
New York, New York

October 22, 2021

The Honorable Edgardo Ramos
United States District Judge
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square New York, NY 10007

Re: *Cesar Fernandez-Rodriguez, et al. v. Marti Licon-Vitale*
Civil Action No. 20 Civ. 3315 (ER)

Dear Judge Ramos:

Consistent with former Warden Licon-Vitale's May 29, 2020, letter to the Court, I submit this letter to provide the Court with the following information:

- The number of inmates tested for COVID-19 and the number who have tested positive since the last report September 24); **there have been 186 inmates tested, and no inmate have tested positive.**
- The number of inmates who MCC medical staff has determined to have symptoms of COVID-19 since the last report and confirmation contact tracing investigations have been completed (or are underway) for each of them; **no inmates have been determined by medical staff to have symptoms of COVID-19.**
- The current number of inmates in isolation for suspected or confirmed COVID-19 infection; **0.**
- The number of staff who have informed MCC they tested positive for COVID-19 since the last report, and confirmation contact tracing investigations have been completed (or are underway) for each of them; **0.**
- Confirmation handwritten and electronic sick call requests are being reviewed daily and inmates are being timely scheduled for medical appointments based on medical need and staff resources; **yes, they have been reviewed by medical daily.**
- Confirmation hygiene and cleaning supplies have been distributed in all inmate units since the last report; **yes.**
- The number of MCC inmates released pursuant to: compassionate release, full term release, Good Conduct Time release, and MCC referrals to home confinement or a residential reentry center since the last report; **24.**

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- A redacted list of inmates who have been denied home confinement, and the justifications for those denials, since the last report; **since the last report, one inmate have been denied early release under the CARES Act due to being classified medium risk.**

Please note MCC New York is in the process of deactivating and there are no longer inmates held at MCC New York. Therefore, there will be no further letters forthcoming. I thank the Court for its time and attention to this significant matter.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'R. Maldonado', is written over a horizontal line.

R. Maldonado
Warden
MCC New York